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FOLEY AND LARDNER LLP  
SUITE 500  
3000 K STREET NW  
WASHINGTON DC 20007

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**JUN 12 2008**

In re Application of : **OFFICE OF PETITIONS**  
Kiji : LETTER REGARDING PTA  
Application No. 10/762,555 :  
Filed: January 23, 2004 :  
Atty. Dkt. No.: 016907-1595 :

This letter is in response to the "LETTER (UNDER A GENERAL OBLIGATION OF CANDOR AND GOOD FAITH IN PRACTICE BEFORE THE OFFICE)," filed January 22, 2008. The Office thanks applicants for their good faith and candor in bringing this to our attention.

The Determination of Patent Term Adjustment mailed November 28, 2007 indicated that the above-identified application was entitled to a patent term adjustment ("PTA") of 485 days. Applicants advise that the correct adjustment is 424 days.

The correct Patent Term Adjustment ("PTA") at the time of the allowance is 424 days, as indicated by applicants.

As indicated in the Determination of Patent Term Adjustment mailed November 28, 2007, an overall adjustment of 518 days can be attributed to the Office in accordance with 37 CFR 1.702(a)(1). The adjustment was properly reduced 33 days in accordance with 37 CFR 1.704(b) in connection with the amendment filed December 26, 2006 in response to the non-final Office action mailed August 23, 2006.

As indicated by applicants, the Office neglected to assess a reduction in connection with the RCE filed August 22, 2007. In accordance with 37 CFR 1.704(b), the adjustment of 518 days is further reduced an additional 61 days. The reduction commenced June 23, 2007, the day after the date that is three months after the date that the final Office action was mailed, and ended August 22, 2007, the date that the RCE was filed.

Accordingly, at the time of allowance, the application is entitled to an adjustment 424 days (adjustment for Office delays

totalling 518 days less reductions for applicants delays totalling 94 days).

As applicants are advising us of a potential error in providing too much patent term adjustment in this application, no fee is due in connection with this matter.

The patent term adjustment indicated in the patent will include any additional patent term accrued pursuant to §§ 1.702(a)(4) and 1.702(b).

This application is being forward to the Office of Patent Publication for issuance of the patent.

Telephone inquiries specific to this matter should be directed to Petitions Attorney Alesia M. Brown at (571) 272-3205.

*Kery A. Fries*

Kery Fries  
Senior Patent Attorney  
Office of Patent Legal Administration  
Office of Deputy Commissioner  
for Patent Examination Policy

Enclosure: Copy of Adjustment PAIR Calculation

Day : Wednesday

Date: 6/11/2008

Time: 09:56:02

**PALM INTRANET****PTA Calculations for Application: 10/762555**

Application Filing Date:	01/23/2004	PTO Delay (PTO):	518
Issue Date of Patent:		Three Years:	0
Pre-Issue Petitions:	0	Applicant Delay (APPL):	33
Post-Issue Petitions:	0	Total PTA (days):	424
PTO Delay Adjustment:	-61		

**File Contents History**

Number	Date	Contents Description	PTO	APPL	START
59	06/11/2008	ADJUSTMENT OF PTA CALCULATION BY PTO		61	
45	11/28/2007	MAIL NOTICE OF ALLOWANCE			
44	11/27/2007	ISSUE REVISION COMPLETED			
43	11/27/2007	DOCUMENT VERIFICATION			
42	11/27/2007	NOTICE OF ALLOWANCE DATA VERIFICATION COMPLETED			
41	11/26/2007	NOTICE OF ALLOWABILITY			
40	08/28/2007	DATE FORWARDED TO EXAMINER			
39	08/22/2007	AMENDMENT SUBMITTED/ENTERED WITH FILING OF CPA/RCE			
38	08/28/2007	DATE FORWARDED TO EXAMINER			
37	08/22/2007	REQUEST FOR CONTINUED EXAMINATION (RCE)			
36	08/28/2007	DISPOSAL FOR A RCE/CPA/129 (EXPRESS ABANDONMENT IF CPA)			
35	08/22/2007	WORKFLOW - REQUEST FOR RCE - BEGIN			
34	03/22/2007	MAIL FINAL REJECTION (PTOL - 326)			
33	03/19/2007	FINAL REJECTION			
32	12/26/2006	INFORMATION DISCLOSURE STATEMENT CONSIDERED			
31	12/26/2006	REFERENCE CAPTURE ON IDS			
30.7	12/26/2006	INFORMATION DISCLOSURE STATEMENT (IDS) FILED		0	28
30	12/26/2006	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
29	01/17/2007	DATE FORWARDED TO EXAMINER			
28	12/26/2006	RESPONSE AFTER NON-FINAL ACTION		33	23
		REQUEST FOR EXTENSION OF TIME - GRANTED			

27	12/26/2006			
26	12/18/2006	MISCELLANEOUS INCOMING LETTER		
25	12/22/2006	MAIL EXAMINER INTERVIEW SUMMARY (PTOL - 413)		
24	12/19/2006	EXAMINER INTERVIEW SUMMARY RECORD (PTOL - 413)		
23	08/23/2006	MAIL NON-FINAL REJECTION	518	-1
22	08/21/2006	NON-FINAL REJECTION		
21	01/23/2004	INFORMATION DISCLOSURE STATEMENT CONSIDERED		
20	06/22/2006	CASE DOCKETED TO EXAMINER IN GAU		
19	02/28/2006	CASE DOCKETED TO EXAMINER IN GAU		
18	06/21/2005	CASE DOCKETED TO EXAMINER IN GAU		
17	06/08/2005	IFW TSS PROCESSING BY TECH CENTER COMPLETE		
16	06/08/2005	CASE DOCKETED TO EXAMINER IN GAU		
15	06/24/2004	REQUEST FOR FOREIGN PRIORITY (PRIORITY PAPERS MAY BE INCLUDED)		
14	01/23/2004	REFERENCE CAPTURE ON IDS		
13.7	01/23/2004	INFORMATION DISCLOSURE STATEMENT (IDS) FILED		
13	01/23/2004	INFORMATION DISCLOSURE STATEMENT (IDS) FILED		
12	07/08/2004	APPLICATION RETURN FROM OIPE		
11	07/08/2004	APPLICATION RETURN TO OIPE		
10	07/08/2004	APPLICATION DISPATCHED FROM OIPE		
9	07/08/2004	APPLICATION IS NOW COMPLETE		
8	06/24/2004	PAYMENT OF ADDITIONAL FILING FEE/PREEXAM		
7	06/24/2004	A STATEMENT BY ONE OR MORE INVENTORS SATISFYING THE REQUIREMENT UNDER 35 USC 115, OATH OF THE APPLIC		
6	04/27/2004	NOTICE MAILED--APPLICATION INCOMPLETE--FILING DATE ASSIGNED		
4	03/09/2004	CLEARED BY OIPE CSR		
3	03/09/2004	CASE CLASSIFIED BY OIPE		
2	02/02/2004	IFW SCAN & PACR AUTO SECURITY REVIEW		
1	01/23/2004	INITIAL EXAM TEAM NN		

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**EXPLANATION OF PTA CALCULATION**

**EXPLANATION OF PTE CALCULATION**

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